

# California Department of Insurance

## Fraud Division

### December 2011 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 1871.9 requiring the posting of all workers' compensation fraud convictions to the CDI website.

Per section 1871.9, the department shall post all of the following information on its Internet Web site for each person, as defined in Section 19, convicted of a violation of this article (1871.4), Section 11760 or 11880, Section 3700.5 of the Labor Code or Section 487 or 550 of the Penal Code, if the violation involved workers' compensation insurance, services or benefits:

- The name, case number, county or court and other identifying information with respect to the case.
- The full name of the defendant.
- The city and county of the defendant's last known residence or business address.
- The date of conviction.
- A description of the offense.
- The amount of money alleged to have been defrauded.
- A description of the punishment imposed, including the length of any sentence of imprisonment and the amount of any fine imposed.

The information required to be posted under this section shall be maintained on the department Web site for a period of five years from the date of conviction or until the department is notified in writing by the person that the conviction has been reversed or expunged.

**Note:** If new documentation has been received that in any way affects the conviction information contained herein, please forward that documentation with an explanation to:

Bureau Chief, Workers' Compensation Program  
9342 Tech Center Drive, Suite 100  
Sacramento, CA 95826

A determination to make any changes will be made within sixty (60) days of receipt of the information.

## **December 2011 Workers' Compensation Fraud Convictions**

**Case Number:** F11903389

**County:** Fresno

**Defendant:** Sonia Magdalena Avalos

**City/County of Residence:** Fresno/Fresno

**Conviction Date:** 12/19/11

**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

**Amount Allegedly Defrauded:** TBD

**Sentence:** 1 Year Conditional Probation, (Restitution has been paid in full)

**Case Number:** BA383398

**County:** Los Angeles

**Defendant:** Ruth Enith Colon

**City/County of Residence:** Not available at this time

**Conviction Date:** 12/06/11

**Offense:** 1 Count of PC 550(b)(3) (Failure to Disclose)

**Amount Allegedly Defrauded:** \$64,573

**Sentence:** 300 Hours Community Service, 5 Years Formal Probation, \$64,573 Restitution, \$200 Civil Fine

**Case Number:** M11919192

**County:** Fresno

**Defendant:** Miguel Angel Gutierrez (aka Miguel Angel Vega)

**City/County of Residence:** Fresno/Fresno

**Conviction Date:** 12/06/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** N/A

**Sentence:** \$1,500 Civil Fine. Defendant enters into conditional settlement on agreed upon condition that defendant has no new arrests based on probable cause for 12 months. Conditional Settlement Hearing set for 12/05/2012

**CDI Case Number:** 12BW000500

**County:** Contra Costa

**Defendant:** Dan Pitt Hansen

**City/County of Residence:** Pittsburg/Contra Costa

**Conviction Date:** 12/07/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** NA

**Sentence:** 20 Hours Volunteer Community Service, 2 Years Court Probation, \$100 Civil Fine

**CDI Case Name:** GTO Equipment, Inc.  
**CDI Case Number:** 09GW016624  
**County:** Monterey  
**Defendant:** Manuel R. Lopez  
**City/County of Residence:** Greenfield/Monterey  
**Conviction Date:** 12/02/11  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 1 Day County Jail, 3 Years Conditional Probation, \$100 Civil Fine, \$10,000 Criminal Fine (\$6,000 Suspended Upon Successful Completion of Probation)

**Case Number:** TCM259359  
**County:** Tulare  
**Defendant:** Carlos Cipriano Marroquin  
**City/County of Residence:** Not available at this time  
**Conviction Date:** 12/06/11  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** NA  
**Sentence:** 24 Months Summary Probation, \$1,500 Criminal Fine

**Case Number:** BA381428  
**County:** Los Angeles  
**Defendant:** April Michelle Metzinger  
**City/County of Residence:** Not available at this time  
**Conviction Date:** 12/12/11  
**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)  
**Amount Allegedly Defrauded:** \$5,000  
**Sentence:** 2 Days County Jail, 2 Years Summary Probation, \$5,000 Restitution, \$100 Civil Fine

**Case Number:** TCM257006  
**County:** Tulare  
**Defendant:** Cladio Fabian Padilla  
**City/County of Residence:** Fresno/Fresno  
**Conviction Date:** 12/13/11  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** NA  
**Sentence:** 12 Months Summary Probation, \$10,000 Criminal Fine (\$8,500 Suspended)

**CDI Case Number:** 10CW002516  
**County:** Los Angeles  
**Defendant:** Dobrivoje Ristic  
**City/County of Residence:** Los Angeles/Los Angeles  
**Conviction Date:** 12/06/11  
**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)  
**Amount Allegedly Defrauded:** \$3,626.61  
**Sentence:** 12 Days County Jail, 3 Years Summary Probation, \$3,626.61 Restitution, \$100 Civil Fine